

1 KAITLYN M. BURKE, ESQ., Bar # 13454
2 LITTLER MENDELSON, P.C.
3 3960 Howard Hughes Parkway
Suite 300
4 Las Vegas, NV 89169-5937
Telephone: 702.862.8800
Fax No.: 702.862.8811
Email: kmburke@littler.com

5 Attorneys for Defendant
6 ACCEPTANCE NOW

7
8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA
10

11 ROXANNE WHITTUM, individually and
12 on behalf of all and others similarly
situated,

13 Plaintiff,

14 vs.

15 ACCEPTANCE NOW,

16 Defendant.
17

Case No. 2:18-cv-01574-JAD-PAL

**STIPULATION AND ORDER TO EXTEND
TIME TO FILE A RESPONSIVE
PLEADING**

[THIRD REQUEST]

18 Plaintiff ROXANNE WHITTUM, individually and on behalf of all and others similarly
19 situated (“Plaintiff”) and Defendant RENT-A-CENTER, WEST, INC. d/b/a ACCEPTANCE NOW
20 WEST, LLC¹ (“Defendant” or “RAC”), by and through their respective counsel of record, hereby
21 request that the Court extend the deadline for Defendant to file its first responsive pleading, which is
22 currently set for October 8, 2018, for a period of 30 days, until November 7, 2018. This is the third
23 stipulation for an extension of time to file the first responsive pleading. Any and all defenses are
24 preserved and retained and that no defense is waived by this request. Specifically, Defendant
25 preserves its right to compel arbitration, which the Parties agree is expressly preserved and not
26 waived.
27

28 ¹ Plaintiff incorrectly identified RAC as Acceptance Now.

1 This request is made in good faith and not to cause unnecessary delay as Defendant has
2 identified the existence of an Arbitration Agreement that it contends covers the claims at issue in this
3 matter. The Parties are currently working in good faith to discuss this case and the issues related to
4 Defendant's contention that this matter is subject to arbitration. As a result, the extension requested
5 is for a limited and reasonable amount of time to provide the Parties with the opportunity to fully and
6 properly discuss these issues, as well as others related to the allegations of the Complaint.

7 Dated: October 3, 2018.

Dated: October 3, 2018.

8 Respectfully submitted,

Respectfully submitted,

9
10 /s/ Miles N. Clark, Esq.

/s/ Kaitlyn M. Burke, Esq.

11 **KNEPPER & CLARK, LLC**
12 MATTHEW I. KNEPPER, ESQ.
13 MILES N. CLARK, ESQ.

LITTLER MENDELSON, P.C.
KAITLYN M. BURKE, ESQ.

14 **HAINES & KRIEGER, LLC**
15 DAVID H. KRIEGER, ESQ.

Attorneys for Defendant
ACCEPTANCE NOW

16 Attorneys for Plaintiff
17 ROXANNE WHITTUM

18 **IT IS SO ORDERED.**

19 **IT IS FURTHER ORDERED** that no further extensions will be allowed.

20
21 
22 UNITED STATES MAGISTRATE JUDGE

23 DATED: October 11, 2018

24 FIRMWIDE:158025419.1 070527.1126